

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

SUMMONS FOR JUDGMENT NO.1107 of 2001

IN

SUMMARY SUIT 4851 OF 2000

Mahindra & Mahindra Ltd. . . Plaintiff.

vs.

Credential Finance Ltd. . . Defendants.

Ms. Deepa Chavan i/b. Inohana Nair, Advocate for
the Petitioner.

Mr.D.F.Sharma i/b Dharam & Co., Advocate for the
Respondent.

CORAM : D.G.KARNIK, J

DATED : 15th February, 2005.

P.C. :

1. Ms. Deepa Chavan for the Petitioner and
Mr. D.F.Sharma for the Respondent, present. In
view of the fact that there is averment in the
plaint regarding the pledge of shares by way of
Collateral Security and there is no averment in
the plaint regarding release of the said shares

except shares in the respect of one company, the learned Counsel for the plaintiff seeks leave to withdrawn the summons for judgment with liberty to apply afresh after amendment of the plaint, if so advised.

. Leave granted. Summons for judgment allowed to be withdrawn with liberty to apply fresh after amendment.

(D.G.Karnik, J.)